

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

Frank Betz Associates, Inc.,

Plaintiff,

vs.

William P. Dillon, Jr., and Dillon Homes,
Inc.,

C.A. No.: 3:07-cv-480

Defendants,

ORDER

vs.

Douglas E. Tino and Douglas E. Tino, Inc.,

Third Party Defendants

Counsel for the Plaintiff and counsel for the Defendants have notified the Court that they have reached a settlement and have jointly moved to dismiss the Complaint with prejudice. The Defendants' Third Party Complaint (document #25) has not been settled and remains pending.

Therefore, the Court **DISMISSES** the Complaint (document #1) **WITH PREJUDICE**.

SO ORDERED, ADJUDGED AND DECREED.

Signed: January 5, 2009

Carl Horn, III

Carl Horn, III
United States Magistrate Judge

